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FCC MAIL ROOM

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List A B C D E

8. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

9. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

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29. Admitted.

30. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

31. Admitted.

32. Admitted.

33. Admitted.

34. Admitted.

35. Admitted.

36. Admitted.

37. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

38. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

39. Admitted.

40. When Family Broadcasting, Inc., bought WSTX(AM) there was no tower, because it had been destroyed by Hurricane Hugo in 1989. By 1994, however, I believe that the tower had been replaced.

41. I cannot say what my father meant when he used the term “up to snuff”, but I am reasonably certain that the tower had been replaced. It was destroyed by Hurricane Marilyn in 1995

and re-erected, but the new tower was also destroyed by Hurricane Lenny in 1999.

42. See responses to 40 and 41.

43. I do not know what power we were using in October of 1994, and have not been able to determine that fact one way or the other.

44. See response to 43.

45. Admitted.

46. Admitted

47. Admitted.

48. Admitted.

49. Admitted.

50. Admitted.

51. Admitted.

52. Admitted.

53. Admitted.

54. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

55. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

56. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

57. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

58. Admitted.

59. Admitted.

60. Admitted.

61. Admitted; however, we have always had program logs even though I have been advised by counsel that they are not required.

62. Admitted.

63. Admitted.

64. Admitted.

65. Admitted.

66. Admitted.

67. Admitted.

68. Admitted.

69. Admitted.

70. Admitted.

71. Admitted.

72. Admitted.

73. Admitted.

74. Admitted.

75. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

76. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

77. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

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79. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

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81. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

82. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

83. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

84. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

85. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

86. Admitted.

87. Admitted.

88. Admitted.

89. Admitted.

90. Admitted.

91. Admitted.

92. Admitted.

93. Admitted.

94. Admitted.

95. By the time I returned to the radio station in July of 1998, there was a fence completely enclosing the AM tower and we had to use a key to get in. I cannot say for sure when the fence was installed.

96. See response to 95.

97. Admitted.

98. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

99. Admitted.

100. Admitted.

101. Admitted.

102. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

103. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

104. Admitted.

105. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

106. Admitted.

107. Admitted, but on this occasion I did not accompany him when he went up the hill to the actual antenna site.

108. Admitted.

109. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

110. Admitted, based upon paper or electronic documents which I have seen or which have been researched by counsel.

111. Admitted.

112. Admitted.

113. Admitted.

114. Admitted.

115. Admitted.

116. Admitted.

117. Admitted.

118. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted. (I did not accompany the inspector to the top of the hill on this occasion.)

119. Admitted.

120. Admitted.

121. Admitted.

122. Admitted.

123. Admitted (but we always had program logs).

124. The EAS equipment was functional, but the printer, attached to the equipment, was not.

125. Admitted.

126. Admitted, based upon paper or electronic documents which I have seen or which has been researched by counsel.

127. Admitted.

128. Admitted; but I do not believe that the one bay antenna was ever lowered from 50 ft. to 20 ft.

129. Admitted.

130. Admitted.

131. Admitted.

132. Admitted.

133. Admitted.

134. Admitted. (I discovered the break during the inspection and had it fixed.)

135. Admitted.

136. Admitted.

137. Admitted.

138. Admitted. I picked it up at the mailbox and gave it to my father, thinking that he would take care of it.

139. Admitted.

140. Admitted.

141. Admitted.

142. Admitted.

143. Admitted.

144. Admitted in part. We lost the tower, but it wasn't 250 ft. in height.

145. See 144.

146. Admitted.

147. Admitted.

148. Admitted. While I do not know my father's state of mind, it appears that this claim was false.

149. Admitted.

150. Admitted.

151. Admitted.

152. Admitted.

153. Admitted. However, our new counsel has requested an STA.

154. Admitted. However, new counsel has requested an STA.

155. Admitted.

156. Admitted.

157. Admitted.

158. Admitted.

159. Admitted. I gave it to my father and assumed that he would take care of it.

160. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

161. Admitted.

162. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

163. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

164. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

165. Admitted.

166. Admitted.

167. I have not been able to personally verify these facts, but I believe them to be true. Therefore, they are admitted.

Respectfully submitted,

FAMILY BROADCASTING, INC.

April 2, 2001

Law Office of
LAUREN A. COLBY
10 E. Fourth Street
P.O. Box 113
Frederick, MD 21705-0113

By: 

Lauren A. Colby
Its Attorney

STATE OF MARYLAND)
 :
COUNTY OF FREDERICK) SS.

DECLARATION

Barbara James-Petersen hereby declares under penalty of the laws of perjury that the following is true and correct:

1. That I am the president of Family Broadcasting, Inc.; and
2. That I have carefully reviewed the foregoing Answers to Requests for Admissions prepared by me with assistance of legal counsel, and that such answers are in all respects true and correct and represent my answers as well as the answers of Family Broadcasting, Inc., to the Enforcement Bureau's Request for Admission of Facts and Genuineness of Documents;

Further declarant sayeth not.

BARBARA JAMES-PETERSEN

Dated: April 2, 2001

By: Barbara James-Petersen
Barbara James-Petersen

CERTIFICATE OF SERVICE

I, Traci Maust, a secretary in the law office of Lauren A. Colby, do hereby certify that copies of the foregoing have been sent via first class, U.S. mail, postage prepaid, this 3rd day of April, 2001, to the offices of the following:

Honorable Richard L. Sippel
Administrative Law Judge
F.C.C.
445 12th Street, S.W.
Room 1-C768
Washington, D.C. 20554

Charles Kelley, Esq.
James Shook, Esq.
Kathy Berthot, Esq.
Enforcement Bureau
Investigations/Hearing Division
F.C.C.
445 12th Street, S.W.
Room 3-B443
Washington, D.C. 20554


Traci Maust